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Dara M. Kendall
Name of Attorney

43,709

Registration No.

Signature of Attorney

OFFICIAL

Case 8163

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of

M. L. VATTER

Serial No.: 09/902,048

Filed: July 10, 2001

Confirmation No.: 7755

Group Art Unit:

Examiner:

FAX RECEIVED

FEB 29 2002

GROUP 1600

For: TRANSFER-RESISTANT MAKEUP REMOVING COMPOSITIONS
INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents

Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, record is being made below in a Form PTO-1449 of documents which the Patent Office may wish to consider in connection with examination of the above-identified patent application. It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case. As provided in §1.97(g), no representation is made or intended that a thorough art search was made. As provided in 37 C.F.R. §1.97(h), this Information Disclosure Statement does not constitute an admission of any kind, and specifically is not an admission that the documents listed on attached form PTO-1449 are, or are considered to be, material to the patentability of the above-identified patent application, as defined in 37 C.F.R. §1.56(b).

1. ☒ 37 C.F.R. §1.97 (b)(1) - U.S. Direct (within 3-months of filing a regular application or converted provisional)

This information disclosure statement, submitted under 37 C.F.R. §1.97 (b)(1), is being filed within three months of the filing date of a national application. Therefore, no fee is believed to be due.

2. ☐ 37 C.F.R. §1.97 (b)(2) - Via PCT (within 3 mo. of Nat'l Stage Entry)

This information disclosure statement, submitted under 37 C.F.R. §1.97 (b)(2), is being filed within three months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application. Therefore, no fee is believed to be due.

3. ☐ 37 C.F.R. §1.97(b)(3) - (>3 m . after filing direct or nat'l stage entry, but before 1st O.A.)

This information disclosure statement is being submitted under 37 C.F.R. §1.97(b)(3). Applicants have not received an Office Action on the merits in the present application. Therefore, no fee is believed to be due. However, in the event that this paper is crossing in the mail with a first Office Action on the merits, authorization is hereby given to charge the required fee pursuant to 37 C.F.R. §1.97(c) and 37 C.F.R. §1.17(p) to Deposit Account No. 16-2480 in the name of The Procter & Gamble Company. A duplicate of this letter is enclosed to facilitate charging of the fee, if necessary.

**THE FOLLOWING IS ADDITIONAL INFORMATION PERTAINING TO
(2) OR (3) MARKED WITH AN (X) ABOVE.**

(a) ☐ The Notification of Acceptance of this Application Under 35 U.S.C. §371 indicates that both a copy of the International Search Report and copies of the references cited therein are present in the national stage file. In accordance with MPEP §1893.03(g), it is respectfully requested that the Examiner note the consideration of these references in the first Office Action via the PTO-892 form.

(b) ☐ The Notification of Acceptance of this Application Under 35 U.S.C. §371 indicates that a copy of the International Search Report is present in the national stage file. Copies of the references cited in that report are enclosed.

(c) ☐ The Notification of Acceptance of this Application Under 35 U.S.C. §371 does not indicate that a copy of the International Search Report and copies of the references cited are present in the national stage file. Copies of the International Search Report and references are attached.

4. ☐ 37 C.F.R. §1.97(b)(4) - (before the mailing of a first Office Action after the filing of a request for continued examination under §1.114)

This information disclosure statement, submitted under 37 C.F.R. §1.97(b)(4), is being filed with the Request for Continued Examination (RCE) under 37 C.F.R. §1.114.

5. ☐ Information to be Considered with CPA Filing. This information disclosure statement is being filed with a Continued Prosecution Application (CPA) filed under 37 CFR 1.53(d).

6. ☐ 37 C.F.R. §1.97(c) with fee payment - (use after 1st Office Action & before Final Office Action or Notice of Allowance)

This information disclosure statement is being submitted under 37 C.F.R. §1.97(c). Applicant(s) have not received a final action under 37 C.F.R. §1.113, a notice of allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in the application (e.g., *Ex parte Quayle*) as of the date of this submission. Applicant(s) elect to pay the fee set forth in 37 C.F.R. §1.17(p). Please charge the fee set forth in 37 C.F.R. §1.17(p) to Deposit Account Number 16-2480 in the name of The Procter & Gamble Company. A duplicate copy of this letter is enclosed to facilitate the charging of the fee.

ADDITIONAL ITEMS TO BE NOTED BY THE EXAMINER:

☐ (1) Copies of the cited references were previously cited by or submitted to the USPTO in prior application Case No. ____, U.S. Patent Application Serial No. __ filed __. Applicants claim priority to said application under 35 U.S.C. §120. Accordingly, copies of those documents are not provided with this Statement, pursuant to 37 C.F.R. §1.98(d).

OR

☒ (2) Copies of the cited documents are enclosed.

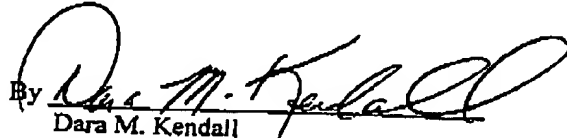
OR

☐ (3) Copies of all said documents, except document No.'s ____, were submitted and considered in parent application U.S. Patent Application Serial No. ____, filed __. Applicant(s) claim priority to said application under 35 U.S.C. §120. Accordingly, copies of document No.'s ____ are not provided with this Statement, pursuant to 37 C.F.R. §1.98(d). Copies of document No.'s ____ are enclosed. It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case.

☐ (4) Pursuant to 37 C.F.R. §1.98(c), a concise explanation of the relevance of each cited reference that is not in the English language is provided.

☒ Additional information is attached.

Respectfully submitted,

By 
Dara M. Kendall
Attorney for Applicants
Registration No. 43,709
(513) 626-1789

Sept. 7, 2001
Customer No. 27740

(IDS.doc)
(Last Revised 2/14/01)

COPENDING APPLICATIONS

<u>Atty. Docket No.</u>	<u>Serial Number</u>	<u>Inventor(s)</u>	<u>Filing Date</u>
8157M	09/850,845	Vatter et al.	5/08/01
8158M	09/850,892	Vatter et al.	5/08/01
8159M	09/850,961	Vatter et al.	5/08/01
8160	09/902,321	Vatter et al.	7/10/01
8161M	09/851,507	Vatter et al.	5/08/01
8162M	09/850,763	Sunkel et al.	5/08/01

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PTO/SB03A (08-00)

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Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

SHEET 1 of 4

COMPLETE IF KNOWN

Application Number	09/902,048
Confirmation Number	7755
Filing Date	7/10/2001
First Named Inventor	M. L. Vatter
Group Art Unit	1619
Examiner Name	
Attorney Docket Number	8163

U. S. PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	U.S. PATENT DOCUMENT Number	Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	01	3,843,601	A	Bruner	10/22/1974	
	02	4,554,369	A	Hill et al.	11/19/1985	
	03	4,588,617	A	Oka	05/13/1986	
	04	4,720,353	A	Bell	10/17/1988	
	05	4,742,142	A	Shimizu et al.	05/03/1988	
	06	4,752,528	A	Oka	08/21/1988	
	07	4,761,454	A	Oba et al.	08/02/1988	
	08	4,780,145	A	Mori et al.	10/25/1988	
	09	4,970,252	A	Sakuta et al.	11/13/1990	
	10	4,980,167	A	Harashima et al.	12/25/1990	
	11	4,983,388	A	Kuwata et al.	01/08/1991	
	12	4,987,169	A	Kuwata et al.	01/22/1991	
	13	5,128,431	A	Riding et al.	07/07/1992	
	14	5,143,722	A	Hollenberg et al.	08/01/1992	
	15	5,143,722 (reexam)	B1	Hollenberg et al.	08/24/1999	
	16	5,220,033	A	Kamei et al.	08/18/1993	
	17	5,236,986	A	Sakuta	08/17/1993	
	18	5,266,321	A	Shukuzaki et al.	11/30/1993	
	19	5,280,019	A	Klimisch	01/18/1994	
	20	5,330,747	A	Krzysik	07/19/1994	
	21	5,387,417	A	Rentsch	02/07/1995	
	22	5,399,342	A	Krzysik	03/21/1995	
	23	5,403,580	A	Bujanowski et al.	04/04/1995	
	24	5,412,004	A	Tachibana et al.	05/02/1995	
	25	5,512,272	A	Krzysik	04/30/1996	
	26	5,599,533	A	Stepniewski et al.	02/04/1997	
	27	5,628,989	A	Harashima et al.	05/13/1997	
	28	5,654,362	A	Schulz, Jr. et al.	08/05/1997	
	29	5,665,804	A	Hill et al.	09/09/1997	
	30	5,721,026	A	Feder et al.	02/24/1998	
	31	5,725,845	A	Krog et al.	03/10/1998	
	32	5,750,123	A	Znaiden et al.	05/12/1998	
	33	5,756,568	A	Morita et al.	05/26/1998	
	34	5,760,116	A	Kilgour et al.	06/02/1998	
	35	5,811,487	A	Schulz, Jr. et al.	09/22/1998	
	36	5,833,973	A	Dobkowski et al.	11/10/1998	
	37	5,837,793	A	Harashima et al.	11/17/1998	
	38	5,853,711	A	Nakamura et al.	12/29/1998	
	39	5,863,741	A	Znaiden et al.	12/29/1998	
	40	5,854,336	A	Divonne, Sr. et al.	12/29/1998	
	41	5,859,069	A	Yanagida	01/12/1999	
	42	5,871,781	A	Kuwata et al.	02/16/1999	
	43	5,880,210	A	Schulz, Jr. et al.	03/09/1999	
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	45	5,919,437	A	Wilson et al.	07/06/1999	
	46	5,919,468	A	Bara	07/06/1999	

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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SHEET 2 of 4

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Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE
PTO/SB08A (08-0)

COMPLETE IF KNOWN

Application Number	09/902,048
Confirmation Number	7755
Filing Date	7/10/2001
First Named Inventor	M. L. Vatter
Group Art Unit	1619
Examiner Name	
Attorney Docket Number	8163

U. S. PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. ¹	U.S. PATENT DOCUMENT Number	Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	47	5,922,308	A	Brewster et al.	07/13/1999	
	48	5,929,184	A	Zhang	07/27/1999	
	49	5,939,478		Beck et al.	08/17/1999	
	50	5,942,215		Edwards et al.	08/24/1999	
	51	5,945,471		Morita et al.	08/31/1999	
	52	5,948,855		Lin et al.	09/07/1999	
	53	5,969,035		Meinhardt et al.	10/19/1999	
	54	5,972,314		Croty et al.	10/26/1999	
	55	5,977,280		Kadlec et al.	11/02/1999	
	56	5,985,807		Auguste et al.	11/16/1999	
	57	5,998,542		Horne et al.	12/07/1999	
	58	6,013,247		Bara et al.	01/11/2000	
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	60	6,027,738		Stepniwski et al.	02/22/2000	
	61	6,066,727		Yamamoto et al.	05/23/2000	
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	65	6,103,250		Brieva et al.	08/15/2000	

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	Cite No. ¹	Office	FOREIGN PATENT DOCUMENT Number	Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	
	66	CA	1,319,306		06/22/1993			
	67	EP	0 295,886	A2	12/21/1988			X
	68	EP	0 499,398	A2	08/19/1992			
	69	EP	0 542,498	A2	05/19/1993			
	70	EP	0 545,002	A1	06/09/1993			
	71	EP	0 779,322	B1	02/28/2001			
	72	EP	0 796,883	A2	09/24/1997			
	73	EP	0 829,253	A2	03/18/1998			
	74	EP	0 848,929	A2	06/17/1998			X
	75	EP	0 850,843	A1	07/01/1998			X
	76	EP	0 855,178	A2	07/29/1998			
	77	EP	0 882,753	A1	09/12/1998			
	78	EP	0 908,175	A1	04/14/1999			X
	79	EP	0 917,870	A1	05/26/1999			
	80	EP	0 934,959	A1	08/11/1999			
	81	EP	0 958,856	A1	11/24/1999			
	82	EP	0 985,402	A1	03/15/2000			X
	83	EP	1 010,715	A1	06/21/2000			X
	84	EP	1 062,944	A1	12/27/2000			
	85	EP	1 064,930	A1	01/03/2001			
	86	EP	1 068,852	A1	01/17/2001			X
	87	FR	2,779,440	A1	12/10/1999			X

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INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

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HEET 3 of 4

COMPLETE IF KNOWN

Application Number	09/902,048
Confirmation Number	7755
Filing Date	7/10/2001
First Named Inventor	M. L. Vatter
Group Art Unit	1619
Examiner Name	
Attorney Docket Number	8163

FOREIGN PATENT DOCUMENTS

Cite No. ¹	Office ²	FOREIGN PATENT DOCUMENT Number ³	Kind Code ⁴ (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	
88	JP	Sho 61-194009	A	08/28/1986			X
89	JP	Hei 1-207354	A	08/21/1989			X
90	JP	Hei 4-017162	A	03/25/1992			X
91	JP	Kokai 5-139929	A	06/08/1993			X
92	JP	5-178733	A	07/20/1993			X
93	JP	5-178734		07/20/1993			X
94	JP	6-72828	A	03/15/1994			X
95	JP	7-258027	A	10/09/1995			X
96	JP	7-277924	A	10/24/1995			X
97	JP	8-259419	A	10/08/1996			X
98	JP	8-295620		11/12/1996			X
99	JP	8-319215	A	12/03/1996			X
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101	JP	9-87233	A	03/11/1997			X
102	JP	9-136813	A	05/27/1997			X
103	JP	9-151128	A	06/10/1997			X
104	JP	9-175939	A	07/08/1997			X
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106	JP	9-175990	A	07/08/1997			X
107	JP	9-301825	A	11/25/1997			X
108	JP	9-315936	A	12/09/1997			X
109	JP	9-323917	A	12/16/1997			X
110	JP	9-328409	A	12/22/1997			X
111	JP	10-45536	A	02/17/1998			X
112	JP	10-120525	A	05/12/1998			X
113	JP	10-130120	A	05/19/1998			X
114	JP	10-167925	A	06/23/1998			X
115	JP	10-182354	A	07/07/1998			X
116	JP	10-236917	A	09/08/1998			X
117	JP	11-21227	A	01/26/1999			X
118	JP	11-29436	A	02/02/1999			X
119	JP	11-71236	A	03/18/1999			X
120	JP	11-92335	A	04/06/1999			X
121	JP	11-158036	A	06/15/1999			X
123	JP	11-180847	A	07/08/1999			X
124	JP	11-193214	A	07/21/1999			X
125	JP	2000-7549	A	01/11/2000			X
126	JP	2000-103717	A	04/11/2000			X
127	JP	2000-226318	A	08/15/2000			X
128	WO	96/18374	A1	06/20/1996			X
129	WO	97/44010	A1	11/27/1997			
130	WO	98/00098	A1	01/08/1998			
131	WO	98/00102	A1	01/08/1998			
132	WO	98/00103	A1	01/08/1998			
133	WO	98/00104	A1	01/08/1998			
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 Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)

SHEET 4 of 4

COMPLETE IF KNOWN

Application Number	09/902,048
Confirmation Number	7755
Filing Date	7/10/2001
First Named Inventor	M. L. Vatter
Group Art Unit	1619
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Attorney Docket Number	8163

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	135	WO	98/42307	A1	10/01/1998			
	136	WO	99/00400	A1	01/07/1999			
	137	WO	99/13859	A1	03/25/1999			
	138	WO	99/22696	A1	05/14/1999			
	139	WO	99/43297	A2	09/02/1999			
	140	WO	99/51192	A2	10/14/1999			
	141	WO	99/63953	A1	12/16/1999			
	142	WO	00/72817	A1	12/07/2000			

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

EXAMINER INITIALS ⁶	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ⁷
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¹Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

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- Information Disclosure Statement;
- PTO SBQ8A (4 pages)
- Copies of references (142);
- Copies of copending applications (6);
- Return postcard

Inventors:

Vatter et al.

Serial No.:

09/902,048

Conf. No.:

7755

Filed:

7/10/2001

P&G Case:

8183

DMK:ghm



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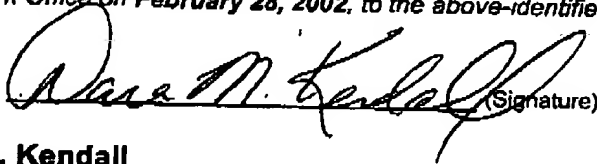
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**FROM: Dara M. Kendall
Fax No. (513) 626-1355
Phone No. (513) 626-1789**

Listed below are the item(s) being submitted with this Certificate of Transmission:

- 1) Copy of Information Disclosure Statement, with accompanying Form PTO/SB08, dated September 7, 2001;
- 2 Copy of return postcard date stamped by the PTO on September 10, 2001.

Number of Pages Including this Page: 10

Inventor(s): Vatter
S.N.: 09/902,048
Filed: 7/10/2001
Conf. No.: 7755
Case: 8163

Comments:

To Whom It May Concern: